CENTRAL FAX CENTER
OCT 0 3 2005

RECEIVED



# TUCKER ELLIS & WESTLLP

1150 Huntington Bldg. 925 Euclid Avenue Cleveland, Ohio 44115-1475

phone 216.592.5000 fax 216.592.5009 Web: www.tuckerellis.com

CLEVELAND LOS ANGELES SAN FRANCISCO

#### ORIGINAL WILL NOT BE SENT

To:		COMPANY:		FAX No:	FAX No:	
Mail stop AMENDMENT Commissioner for Patents		USPTO			(571) 273-8300	
FROM:	Larry B. Donovan		DATE:	10/3/2005	TIME:	2:51:31 PM
Direct Dial:	216.696.3864		E-Mail:	larry.donovan	@tuckerellis.com	
TOTAL NO. OF PAGES: 11 (including cover page)			CLIENT/	MATTER: 7	2255/33238	

#### COMMENTS

## **CONFIDENTIALITY NOTICE**

The information in this fax transmission and the documents accompanying it contain confidential information belonging to the sender which is legally privileged. The information is intended only for the use of the individuals or entities named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone to arrange for return of the original documents to us.

# OCT 0 3 2005

PTO/SB/97 (09-04)
Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unjoss it contains a valid OMB control number.

# Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

Facsimile No.: 1-571-273-8300 Total Pages: 10						
Signature						
Mary Eme, Jr.						
Typed or printed name of person signing Certificate						
216-696-4396						
Telephone Number						

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

This collection of Information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form anti/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademerk Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

if you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/03/2005 15:11

2165925009

# TUCKER ELL SENTRAL FAX CENTER

PAGE 03/11

OCT 0 3 2005

Docket No.: 72255-33238

PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No.

:10/686,233

Confirmation No. 6359

**Applicant** 

: John Sanelli

Filed

: October 15, 2003

TC/A.U.

: 2821

Examiner

: Huedung X. Cao

Customer No.

: 23380

### FAXED TO: (571) 273-8300

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice of Non-Compliant Amendment of September 23, 2005, enclosed herewith are the drawing pages that accompanied the September 15, 2005 Amendment, which are now identified as "Replacement Sheets".

If there are any fees necessitated by the foregoing communication, please charge such fees to our Deposit Account No. 50-0902, referencing our Docket No. 72255/33238.

Respectfully submitted,

TUCKER ELLIS & WEST LLP

Date: 3 October 2005

Larry B. Donovan Registration No. 47,230 1150 Huntington Building

925 Euclid Avenue

Cleveland, Ohio 44115-1475

Customer No. 23380 (216) 696-3864 (phone) (216) 592-5009 (fax)